

The regular meeting of the Ewing-Lawrence Sewerage Authority was held on Tuesday, August 15, 2017 at 600 Whitehead Road, Lawrenceville, New Jersey 08648.

Present: Messrs. Cermele, Colavita, Geter, Lee, Muzaffar and Vereen and S. Robert Filler, Executive Director; W. Barry Rank, Esquire.

Also attending: Allan Jacobs of Jacobs Environmental, Inc.; David Sopronyi, ELSA Staff Engineer; Felipe Contreras and Timothy Bradley of Kleinfelder; Vance Stephens, ELSA Administrative Officer; Warren Broudy and Joseph Maruca of Mercadien, PC and Bob Hopkins of NJDEP.

Mr. Colavita called the meeting to order and Mr. Filler gave the invocation. After the Pledge of Allegiance, Mr. Colavita advised that all requirements of the Local Public Meetings Act have been met. He also advised that any contracts awarded today would comply with the requirements of P.L. 1975, c. 127 (N.J.A.C. 17:27).

Res. 76:17. On motion of Mr. Geter and seconded by Mr. Muzaffar it was moved that the July 18, 2017 minutes be approved as presented.

The above resolution was adopted on the following roll call vote:

Ayes: Messrs. Cermele, Colavita, Geter, Lee, Muzaffar and Vereen.

Nays: None.

Absent: None.

Res. 77:17. On motion of Mr. Vereen and seconded by Mr. Cermele it was moved that the July 2017 Flow, Maintenance and Connection Reports be filed.

The above resolution was adopted on the following roll call vote:

Ayes: Messrs. Cermele, Colavita, Geter, Lee, Muzaffar and Vereen.

Nays: None.

Absent: None.

Res. 78:17. On motion of Mr. Muzaffar and seconded by Mr. Cermele it was moved that the Schedule of Bills in the total amount of \$1,731,433.73 be accepted.

The above resolution was adopted on the following roll call vote:

Ayes: Messrs. Cermele, Colavita, Geter, Lee, Muzaffar and Vereen.

Nays: None.

Absent: None.

There was no public participation.

Mr. Filler updated the Board on the status of the Regional Sludge Facility. Their next meeting will on August 23, 2017.

Mr. Filler recommended approval of a proposal submitted by Edward G. Rockel and Dennis Shevlin for continuation of the Assunpink Study for 2017 in the total amount of \$18,000.

Res. 79:17. On motion of Mr. Geter and seconded by Mr. Cermele the following resolution was presented for adoption:

RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT
FOR CONSULTING ENGINEER

WHEREAS, the Ewing-Lawrence Sewerage Authority has a need to acquire a consultant as a non-fair and open contract pursuant to the provisions of *N.J.S.A. 19:44A-20.4 or 20.5 as appropriate*; and,

WHEREAS, the Administrative Officer has determined and certified in writing that the value of the acquisition will exceed \$17,500; and,

WHEREAS, the anticipated term of this contract is one (1) year; and

WHEREAS, has submitted a proposal dated July 11, 2017 indicating they will provide professional engineering services in accordance with their proposal dated July 11, 2017; and

WHEREAS, Ed Rockel, Ph.D. and Dennis Shevlin, Ph.D. has completed and submitted a Business Entity Disclosure Certification which certifies that Ed Rockel, Ph.D. and Dennis Shevlin, Ph.D. has not made any reportable contributions to a political or candidate committee in the Townships of Ewing or Lawrence in the previous one year, and that the contract will prohibit Ed Rockel, Ph.D. and Dennis Shevlin, Ph.D. from making any reportable contributions through the term of the contract, and

WHEREAS, a certification of availability of funds is attached and the costs for this contract shall be charged to the Authority's Laboratory Professional Services account;

NOW THEREFORE, BE IT RESOLVED that the Ewing-Lawrence Sewerage Authority authorizes the Executive Director to enter into a contract with Ed Rockel, Ph.D. and Dennis Shevlin, Ph.D. as described herein; and,

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and

BE IT FURTHER RESOLVED that a notice of this action shall be printed once in the Trenton Times as required by law within (10) days of its passage.

The above resolution was adopted on the following roll call vote:

Ayes: Messrs. Cermele, Colavita, Geter, Lee, Muzaffar and Vereen.

Nays: None.

Absent: None.

Mr. Filler reported that bids were received on July 26, 2017 for the Maintenance of Instrumentation, Controls and Variable Speed Drives. The bids received are as follows:

Longo Elec-Mechanical \$103,790
Wharton, NJ

Municipal Maintenance Co. \$121,835
Cinnaminson, NJ

William Hill recommends that the contract be awarded to Longo Electrical Mechanical, Inc. the lowest, responsible, responsive bidder.

Res. 80:17. On motion of Mr. Muzaffar and seconded by Mr. Cermele it was moved that the contract for Maintenance of Instrumentation, Controls and Variable Speed Drives be awarded to Longo Elec-Mechanical of Wharton, NJ for a one-year period in accordance with their bid received July 26, 2017 as the lowest, responsible, responsive bidder.

The above resolution was adopted on the following roll call vote:

Ayes: Messrs. Cermele, Colavita, Geter Lee, Muzaffar and Vereen.

Nays: None.

Absent: None.

Mr. Filler also reported that bids were received on August 2, 2017 for Maintenance, Emergency Repair Service, Replacements and/or Additions for Sewerage Lines. Bids were received as follows:

Joseph Jingoli & Son, Inc. \$63,156.00
Lawrenceville, NJ

Waters & Bugbee, Inc. \$72,932.72
Trenton, NJ

Montana Const. Corp. \$475,150.00
Lodi, NJ

William Hill recommends that the contract be awarded to Joseph Jingoli & Son, Inc. as the lowest responsible, responsive bidder.

Res. 81:17. On motion of Mr. Geter and seconded by Mr. Muzaffar it was moved that the contract for Maintenance of Sewer Lines be awarded to Joseph Jingoli & Son, Inc. of Lawrenceville, NJ for a one-year period in accordance with their bid received August 2, 2017 as the lowest, responsible, responsive bidder.

The above resolution was adopted on the following roll call vote:

Ayes: Messrs. Cermele, Colavita, Geter, Lee, Muzaffar and Vereen.

Nays: None.
Absent: None.

After review and discussion with the ELSA staff and consultants the Engineering Committee advised that they recommend approval of Change Order No. 7 to the contract with Pact Two for the Wastewater Treatment Plant Upgrade project in the total amount of \$1,336,702.25.

Res. 82:17. On motion of Mr. Muzaffar and seconded by Mr. Vereen it was moved that the Authority approve Change Order No. 7 to the Wastewater Treatment Plant Upgrade Project in the total amount of \$1,336,702.25 and with a new completion date of September 29, 2017. This change order is a result of unforeseen conditions, field changes, operational requests and time extension as follows:

Unforeseen Conditions	378,111.87
Field Changes	14,966.66
Operational Requests	173,563.66
Time Extension	770,060.06

The above resolution was adopted on the following roll call vote:
Ayes: Messrs. Cermele, Colavita, Geter, Lee, Muzaffar and Vereen.
Nays: None.
Absent: None.

Warren Broudy and Joseph Maruca presented the annual audit for the period ending December 31, 2016 and thanked the Authority's staff for their cooperation.

Res. 83:17. On motion of Mr. Vereen and seconded by Mr. Geter the following resolution was presented for adoption:

WHEREAS, N.J.S.A. 40A:5A-15 requires the governing body of each local authority to cause an annual audit of its accounts to be made, and

WHEREAS, the annual audit report for the fiscal year ended December 31, 2016 has been completed and filed with the Ewing-Lawrence Sewerage Authority pursuant to N.J.S.A. 40A:5A-15, and

WHEREAS, N.J.S.A. 40A:5A-17 requires the governing body of each authority to, within 45 days of receipt of the annual audit, certify by resolution to the Local Finance Board each member thereof has personally reviewed the annual audit report, and specifically the sections of the audit report entitled "General Comments" and "Recommendations", and has evidenced same by group affidavit in the form prescribed by the Local Finance Board, and

WHEREAS, the members of the governing body have received the annual audit and have personally reviewed the annual audit, and have specifically reviewed the sections of the annual audit report entitled "General Comments" and "Recommendations" in accordance with N.J.S.A. 40A:5A-17,

NOW, THEREFORE, BE IT RESOLVED that the governing body of the Ewing-Lawrence Sewerage Authority hereby certifies to the Local Finance Board of the State of New Jersey that each governing body member has personally reviewed the annual audit report for the fiscal year ended December 31, 2016, and specifically has reviewed the sections of the audit report entitled "General Comments" and "Recommendations", and has evidenced same by group affidavit in the form prescribed by the Local Finance Board.

BE IT FURTHER RESOLVED that the secretary of the Authority is hereby directed to promptly submit to the Local Finance Board the aforesaid group affidavit, accompanied by a certified true copy of this resolution.

The above resolution was adopted on the following roll call vote:

Ayes: Messrs. Cermele, Colavita, Geter Lee, Muzaffar and Vereen.

Nays: None.

Absent: None.

Mr. Jacobs reported that he has reviewed the application submitted by Bristol Myers-Squibb to construct two new office/laboratory buildings totaling 231,701 square feet, a new cooling tower and parking garage improvements at their route 206 Campus in Lawrence Township. Mr. Jacobs recommended granting preliminary approval subject to the comments in his letter dated August 23, 2017.

Res. 84:17. On motion of Mr. Vereen and seconded by Mr. Muzaffar the following resolution was presented for adoption:

WHEREAS, BRISTOL MYERS-SQUIBB proposes construction of two new office/laboratory buildings totaling 231,701 square feet, a new cooling tower and parking garage improvements at their Route 206 Campus in Lawrence Township; and

WHEREAS, the EWING-LAWRENCE SEWERAGE AUTHORITY (the "Authority") considered the application of the Developer to connect its proposed facility to the Authority's sewerage system;

NOW, THEREFORE BE IT RESOLVED that the proposed connection for the Developer's proposed Development to the Authority's sewerage system is approved, subject to the following conditions:

1. The Developer, at its own cost, shall provide "as-built" plans for the sewerage system in a manner acceptable to the Authority's Engineer prior to the issuance of a Certificate of Occupancy by the Township.

2. The Developer, at its own cost, shall provide all necessary easements to the Authority upon the request of the Authority.

3. The Developer shall revise its utility plans in accordance with such recommendations as the Authority's Engineer shall specify.

4. The Executive Director is hereby authorized to execute all forms necessary to obtain a NJDEP Permit.

5. The Authority hereby endorses this project and further certifies that said project meets the 208 Wastewater Management Plan requirements and expects to continue to meet the NJPDES Permit requirements.

6. This preliminary approval granted pursuant to this Resolution shall expire ninety (90) days from the date hereof.

7. The Developer shall pay the appropriate connection and inspection fees.

8. The sewers shall conform to the Authority's Rules and Regulations.

9. This approval is subject to acceptance of the comments and conditions outlined in Jacobs Environmental Consulting's letter dated August 13, 2017.

The above resolution was adopted on the following roll call vote:

Ayes: Messrs. Cermele, Colavita, Geter, Lee, Muzaffar and Vereen.

Nays: None.

Absent: None.

Mr. Jacobs reported that he has reviewed the final application submitted by Parkway Town Center to develop the former General Motors site. The applicant proposes construction of a mixed use development including 207 one bedroom units, 809 two bedroom units, 166 three bedroom units, 109,102 square feet of retail space, 12,600 square feet of space with live-in work units, a 32,000 square foot self storage area for residents only, a 6,300 square foot club house and a 2,675 square foot maintenance building off Parkway Avenue (Block 343, Lot 1.01) in Ewing Township. Mr. Jacobs recommended granting final approval subject to the comments in his letter dated August 14, 2017.

Res. 85:17. On motion of Mr. Lee and seconded by Mr. Geter the following resolution was presented for adoption:

WHEREAS, PARKWAY TOWN CENTER proposes construction of a mixed use development including 207 one bedroom units, 809 two bedroom units, 166 three bedroom units, 109,102 square feet of retail space, 12,600 square feet of space with live-in work units, a 32,000 square foot self storage area for residents only, a 6,300 square foot club house and a 2,675 square foot maintenance building off Parkway Avenue (Block 343, Lot 1.01) in Ewing Township; and

WHEREAS, the EWING-LAWRENCE SEWERAGE AUTHORITY (the "Authority") considered the application of the Developer to connect its proposed facility to the Authority's sewerage system;

NOW, THEREFORE BE IT RESOLVED that the proposed connection for the Developer's proposed Development to the Authority's sewerage system is approved, subject to the following conditions:

1. The Developer, at its own cost, shall provide "as-built" plans for the sewerage system in a manner acceptable to the Authority's Engineer prior to the issuance of a Certificate of Occupancy by the Township.
2. The Developer, at its own cost, shall provide all necessary easements to the Authority upon the request of the Authority.
3. The Developer shall revise its utility plans in accordance with such recommendations as the Authority's Engineer shall specify.
4. The Executive Director is hereby authorized to execute all forms necessary to obtain a NJDEP Permit.
5. The Authority hereby endorses this project and further certifies that said project meets the 208 Wastewater Management Plan requirements and expects to continue to meet the NJPDES Permit requirements.
6. This final approval granted pursuant to this Resolution shall expire two (2) years from the date hereof.
7. The developer shall pay the appropriate connection and inspection fees.
8. The sewers shall conform to the Authority's Rules and Regulations.
9. This approval is subject to acceptance of the comments and conditions outlined in Jacobs Environmental Consulting's letter dated August 14, 2017.

The above resolution was adopted on the following roll call vote:

Ayes: Messrs. Cermele, Colavita, Geter, Lee, Muzaffar and Vereen.

Nays: None.

Absent: None.

Mr. Jacobs reported that the Authority will be advertising for bids for the Jacobs Creek Road Sewer Repair project in the next few weeks.

Mr. Filler requested an increase \$10,000 in the Miscellaneous Budget for engineering projects.

Res. 86:17. On motion of Mr. Cermele and seconded by Mr. Muzaffar it was moved that the Authority increase the Miscellaneous Budget by \$10,000 for engineering projects.

The above resolution was adopted on the following roll call vote:
Ayes: Messrs. Cermele, Colavita, Geter, Lee, Muzaffar and Vereen.
Nays: None.

Absent: None.

Mr. Filler reported:

1. The energy aggregation committee will be meeting at ELSA on September 21, 2017 to discuss the upcoming contract.
2. He is in discussions to acquire property at the Katzenbach School.
3. Union negotiations will be starting in the near future. Mr. Geter requested that the Personnel Committee be included in the initial meetings.
4. Budget preparations for 2018 are beginning.

Mr. Contreras updated the Board on the status of the construction at the Treatment Plant.

Mr. Rank reported that legislation has been proposed to require advertisement and public hearings prior to Authorities giving pay raises.

Mr. Filler reported that he is gathering information regarding possible affordable housing in Hopewell Township. A meeting will be held at ELSA on August 17, 2017.

Res. 87:17. On motion of Mr. Lee and seconded by Mr. Cermele and unanimously carried, the meeting was adjourned at 1:05 P.M.

Submitted by Mary Colavita for the
Ewing-Lawrence Sewerage Authority